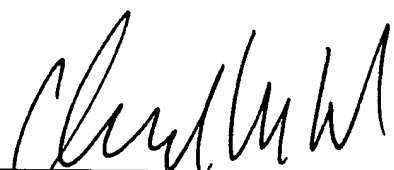
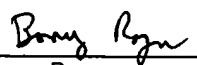




1.11

AMENDMENT TRANSMITTAL LETTER				Docket Number EMS-07401		
Application Number 10/808,781	Filing Date March 25, 2004	Examiner PANNALA, Sathyanarayan R.		Group Art Unit 2164		
Invention Title CONTINUOUS DATA BACKUP						
TO THE COMMISSIONER FOR PATENTS						
Transmitted herewith is an amendment in the above-identified application, including:						
1) Amendment and Response to Office Action (15 pages);						
2) Return Postcard.						
CLAIMS AS AMENDED						
	(1)		(2)		(3)	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT NUMBER EXTRA	RATE	FEE
TOTAL CLAIMS	30	Minus	35	0	x \$ 50	\$
INDEPENDENT CLAIMS	4	Minus	6	0	x \$200	\$
MULTIPLE DEPENDENT CLAIM ADDED					\$360	\$
					TOTAL	\$
If applicant has small entity status under 37 CFR 1.9 and 1.27, then divide total fee by 2, and enter amount here.				SMALL ENTITY TOTAL		\$
* If the entry in column 1 is less than the entry in column 2, write "0" in column 3. ** If the highest number previously paid for Total Claims in column 2 is less than 20, enter "20." *** If the highest number previously paid for Independent Claims in column 2 is less than 3, enter "3." The "highest number previously paid for" (total or independent) is the highest number found in the appropriate box in column 1.						
() Please charge Deposit Account Number 503596 in the amount of \$_____. A duplicate copy of this sheet is enclosed.						
() A check in the amount of \$_____ to cover the filing fee is enclosed.						
(X) Please credit any overpayment and/or charge any additional filing fees required under 37 CFR §§ 1.16 and 1.17 to our Deposit Account Number 503596 .						
 Donald W. Muirhead, Reg. No. 33, 978 January 18, 2007 Date				<div style="border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 18, 2007.</p><p> Bonny Rogers</p></div>		



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRADEMARK
In the Application of:

Fernando OLIVEIRA, et al.

Appl. No.: 10/808,781

Art Unit: 2164

Filed: March 25, 2004

Examiner: PANNALA,
Sathyanarayan R.

For: **CONTINUOUS DATA BACKUP**

Docket No.: EMS-07401

CERTIFICATE OF MAILING

I hereby certify that the foregoing document is being deposited with the United States Postal Service as first class mail, postage prepaid, "Post Office to Addressee", in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 18, 2007.

Bonny Rogers
Bonny Rogers

AMENDMENT AND RESPONSE TO OFFICE ACTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is being provided in response to the Office Action dated November 17, 2006, for the above-captioned U.S. patent application.

Amendments to the Claims are listed beginning on page 2 of this paper.

Remarks begin on page 8 of this paper.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required for consideration of this paper (including fees for net addition of claims) are authorized to be charged in two originally-executed copies of a Transmittal Letter filed herewith.